

Serial Number: 09/893,767
Docket Number: NC25561
Office Action Mailed: 10/08/2003

PATENT

REMARKS

Claims 1 to 21 are current pending in the present application no new claims have been added nor non cancelled.

Applicant has amended paragraph 19, which includes the definition of "mood-ring" to be "one or more rules or criteria that determines what classes of messages to admit to non-volatile storage of a mobile station" to also call mood-ring mood class. This is needed because of confusion between mood-ring and a ring-tone. No new matter is added because the definition includes the term classes and "mood class" is a term which condenses the definition without confusing the mood-ring with ring-tone art.

Claims 1-21 are rejected under 35 U.S.C. §103(a) on the basis of Murematsu (US2001/0051536) in view of Vo (WO00/18107), Lee (US6418330) and De Boor (US6173316). Applicant traverses this rejection and respectfully request reexamination and reconsideration of the present application for the reasons set forth below.

Examiner appears to have confused the term "mood-ring" in the present invention with that of a ring-tone. Applicant has amended the claims replacing occurrences of "mood-ring" with "mood class" no new matter has been added. Applicant has provided art in an IDS Henriksson (US5845219) and Salmi (WO01/39577). The art is in US class/subclass 455/567. Therefore, the present Examiner Charles Chow is a proper examiner.

The present invention uses the fact that profiles for ring tones, volume, graphics. The Applicant also recognizes that caller ID may be used to block calls. However, the prior art of record does not suggest alone or in combination of selectively admitting calls based on the mood of the user and the identity of the caller as presently claimed.

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Entry of this Amendment is respectfully requested and that non-final office action be mailed so that the applicant can respond to any rejection based on art closer to the invention as claimed.

Respectfully submitted,

Date:

2/6/04

By:



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